§ 223.1

223.219 Sustainable harvest of special forest products.

223.220 Quantity determination.

APPRAISAL AND PRICING

223.221 Establishing minimum rates.

223.222 Appraisal.

CONTRACT AND PERMIT CONDITIONS AND PROVISIONS

223.223 Advance payment.

223.224 Performance bonds and security.

223.225 Term.

223.226 Term adjustment for force majeure delay.

ADVERTISEMENT AND BIDS

223.227 Sale advertisement.

223.228 Contents of advertisement.

223.229 Contents of prospectus.

223.230 Bid restriction on resale of incomplete contracts, permits, or other instruments.

223.231 Bidding methods.

223.232 Disclosure of relation to other bidders

AWARD OF CONTRACTS, PERMITS, OR OTHER AUTHORIZING INSTRUMENTS

223.233 Award to highest bidder.

223.234 Determination of responsibility.

223.235 Unilateral delay, suspension, or modification of contracts, permits, or other instruments authorizing the sale of special forest products.

223.236 Unilateral termination.

223.237 Request for delay, suspension, modification, or termination.

223.238 Free use authorization to U.S. Army and Navy.

223.239 Free use by individuals.

223.240 Tribes and treaty and other reserved rights.

 $223.24\overline{1}$ Disposal of seized special forest products.

223.242 Supplemental guidance, memorandums of agreement, and memorandums of understanding.

Subpart H—Forest Botanical Products

223.275 Establishment of a pilot program.

223.276 Applicability.

223.277 Forest botanical products definition.223.278 Sale of forest botanical products and collection of fees.

223.279 Personal use.

223.280 Waiver of fees and/or fair market value.

223.281 Monitoring and revising sustainable harvest levels.

223.282 Deposit and expenditure of collected fees.

AUTHORITY: 90 Stat. 2958, 16 U.S.C. 472a; 98 Stat. 2213, 16 U.S.C. 618, 104 Stat. 714–726, 16 U.S.C. 620–620j, unless otherwise noted.

EFFECTIVE DATE NOTE: At 73 FR 79386, Dec. 29, 2008, the authority citation to part 223 was revised, effective Jan. 28, 2009. At 74 FR 5107, Jan. 29, 2009, the amendment was delayed until Mar. 30, 2009. At 74 FR 14049, Mar. 30, 2009, the amendment was further delayed until May 29, 2009. At 74 FR 26091, June 1, 2009, the amendment was delayed indefinitely. For the convenience of the user, the revised text is set forth as follows:

AUTHORITY: 90 Stat. 2958, 16 U.S.C. 472a; 98 Stat. 2213, 16 U.S.C. 618, 104 Stat. 714–726, 16 U.S.C. 620–620j, 113 Stat. 1501a, 16 U.S.C. 528 note; unless otherwise noted.

SOURCE: 42 FR 28252, June 2, 1977, unless otherwise noted. Redesignated at 49 FR 2760, Jan. 23, 1984.

Subpart A—General Provisions

§ 223.1 Authority to sell timber.

Trees, portions of trees, and other forest products on National Forest System lands may be sold for the purpose of achieving the policies set forth in the Multiple-Use Sustained-Yield Act of 1960, as amended (74 Stat. 215; 16 U.S.C. 528-531), and the Forest and Rangeland Renewable Resources Planning Act of 1974, as amended (88 Stat. 476; as amended, 16 U.S.C. 1600-1614), and the Program thereunder.

§ 223.2 Disposal of timber for administrative use.

Trees, portions of trees, or other forest products in any amount on National Forest System lands may be disposed of for administrative use, by sale or without charge, as may be most advantageous to the United States, subject to the maximum cut fixed in accordance with established policies for management of the National Forests. Such administrative use shall be limited to the following conditions and purposes:

- (a) For construction, maintenance or repair of roads, bridges, trails, telephone lines, fences, recreation areas or other improvements of value for the protection or the administration of Federal lands.
- (b) For fuel in Federal camps, buildings and recreation areas.
- (c) For research and demonstration projects.
- (d) For use in disaster relief work conducted by public agencies.